

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	Confirmation No.: <b>1206</b>
	)	
<b>Fred Busch, et al.</b>	)	Customer No.: <b>29052</b>
	)	
Application No.: <b>10/537,141</b>	)	Art Unit: <b>1616</b>
	)	
Filing Date: <b>November 13, 2006</b>	)	Examiner: <b>Schlientz, Nathan W.</b>
	)	
For: <b>Composition and Method for</b>	)	Attorney Docket No.: <b>24004-0018</b>
<b>Treating Plant Fungal Disease</b>	)	

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**PETITION UNDER 37 C.F.R. § 1.47(a)**

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**Via EFS-Web**

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.47(a), applicants Fred Busch and Steve R. Burwell hereby petition to correct the misjoinder of Peter Gouldthorpe in the inventive entity in the above-identified patent application, in view of Mr. Gouldthorpe's refusal to execute a statement as required under 37 C.F.R. § 1.497(d)(1).

The pertinent facts for this petition are set forth in the attached Declaration by David E. Wigley, Applicants' undersigned representative. This Declaration provides proof that Peter Gouldthorpe refuses to execute a statement as required under 37 C.F.R. § 1.497(d)(1) to correct inventorship.

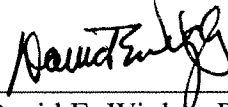
The last known residential address of Peter Gouldthorpe is 5663 Forkwood Trace, Acworth, Georgia 30101.

Pursuant to 37 C.F.R. § 1.47(a), the Commissioner is hereby authorized to charge the required petition fee set forth in 37 C.F.R. § 1.17(g) to Deposit Account No. 19-5029. Should any additional fees be necessary to allow consideration of this paper, such fees are hereby authorized to be charged to Deposit Account No. 19-5029.

Application No.: 10/537,141  
Filed: November 13, 2006  
Petition Under 37 C.F.R. § 1.47(a)

Prompt and favorable consideration of this Petition is respectfully solicited.

Respectfully submitted,



**Date: April 8, 2011**

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David E. Wigley, Ph.D.  
Attorney for Assignee  
Reg. No. 52,362

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Attorney Docket No.: 24004-0018